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Facilitate the provision of land in Ireland for men who have served in the Naval, Military or Air Forces of the Crown in the present war, and for other purposes incidental thereto. A.D. 1918.

BE it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

- 5 1.—(1) Advances under the Land Purchase Acts for the purchase of parcels of estates or untenanted land vested in the Land Commission may be made to any men who have served in any of His Majesty's naval, military, or air forces in the present war in like manner as if they were tenants or proprietors
10 of holdings not exceeding ten pounds in rateable value, notwithstanding that they are not in fact tenants or proprietors of any such holdings.

*Provision of
holdings for
sailors and
soldiers
under the
Land Purchase
Acts.*

- (2) Where the Land Commission certify to the Lord Lieutenant that any land not being land vested in the Commission
15 is required by them wholly or mainly for the purpose of providing holdings for any such men, then—

- (a) If the land is or forms part of an estate or untenanted land agreed to be sold to the Land Commission or Congested Districts Board under the Land Purchase Acts, the Lord Lieutenant may cause the sale to be expedited by making regulations for the purpose
20 under section four of the Irish Land Act, 1909, and also in the case of an estate or untenanted land 9 Edw. 7.
c. 43.
- [Bill 81] A

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agreed to be sold to the Board, may, after consultation with the Board, direct that the sale, either as respects the whole of the estate or untenanted land, or as respects any part or parts thereof, shall be transferred from the Board to the Commission, and 5 in that event the sale, as so transferred, shall be carried out and completed by the Commission in the prescribed manner; and

- (b) If the land is land vested in the Congested Districts Board, the Lord Lieutenant may, after consultation 10 with the Board, authorise the Board to sell, and the Land Commission to purchase the same on such terms as may be agreed upon with the approval of the Treasury, or in default of agreement, as may be determined by the Lord Lieutenant with the approval 15 of the Treasury, and the land shall be transferred accordingly from the Board to the Commission in the prescribed manner; and
- (c) If the land is land which is not vested in the Congested Districts Board and is not the subject of an agree- 20 ment for sale under the Land Purchase Acts, the Lord Lieutenant may (whether the land is or is not situated in a congested districts county, but, in the case of land so situated, after consultation with the Congested Districts Board), authorise the Land Com- 25 mission to purchase the same, and thereupon the provisions of those Acts as to the purchase of estates by the Land Commission shall apply as respects the land in like manner as-if it were a congested estate, the purchase of which is required for the purpose of 30 relieving congestion, and as if the certificate were a certificate under subsection (4) of section six of the Irish Land Act, 1903:

§ Edw. 7.
c. 37.

Provided that in any case where the price of the land is fixed by the Judicial Commissioner under 35 section sixty-three of the Irish Land Act, 1909, the Land Commission may, if they think fit, on serving such notice within such time as may be prescribed, withdraw from the purchase.

- (8) Section fifty-eight of the Irish Land Act, 1909, shall 40 not apply to any purchase of land which is directed or authorised by the Lord Lieutenant under this section.

(4) The resumption of any holding or part of a holding by the Land Commission on an estate purchased by them may be authorised for the purposes of this Act under subsection (6) of section five of the Land Law (Ireland) Act, 1881, whether the holding is or is not subject to statutory conditions.

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44 & 45 Vict. c. 49.

(5) Pending the resale of any land which the Land Commission propose to re-sell to such men as aforesaid, the Commission shall have power to manage the land in such manner as they think advisable and to let it temporarily to any such men.

(6) The Judicial Commissioner and Estates Commissioners may make rules for carrying into effect the provisions of this Act and in particular for prescribing anything requiring to be prescribed under this Act and for making such adaptations of the provisions of the Land Purchase Acts as may be necessary or expedient for effectuating the transfer of land or sales of land from the Board to the Commission under this Act.

2. The Department of Agriculture and Technical Instruction for Ireland (in this Act referred to as "the Department") shall have power to promote co-operation in connection with holdings provided under this Act, and section two of the Small Holding Colonies Act, 1916, shall apply accordingly with the substitution of references to the Department for references to the Board of Agriculture and Fisheries, and of references to this Act for references to that Act and with the omission of the provisions relative to the transfer of small holdings.

Power of Land Commission to promote co-operation in connection with holdings provided under Act. 6 & 7 Geo. 5. c. 38.

3.—(1) When a holding has been vested in any such man as aforesaid under the special powers conferred by this Act—

Restraint on alienation of holdings or stock provided under Act.

(a) the holding shall not be transferred by him without the consent of the Land Commission;

(b) the holding shall not, nor shall any stock or other chattels provided for him by means of a grant or loan under the Irish Land Act, 1903, be made available in any bankruptcy or by any other process or proceeding of law to pay, satisfy, or discharge in whole or in part any debt contracted or incurred by him prior to the date on which the holding became vested in him.

3 Edw. 7. c. 37.

A.D. 1918.

(2) A certificate purporting to be under the common seal of the Land Commission shall be evidence that the holding therein described was vested in the man therein named under the special powers conferred by this Act.

Amendment
of 6 & 7
Geo. 5. c. 60.

4. In the application to Ireland of subsection (1) of section 5 one of the Sailors and Soldiers (Gifts for Land Settlement) Act, 1916, any references to the Department of Agriculture and Technical Instruction for Ireland shall be construed as including references to the Land Commission.

Financial
provisions.

62 & 63 Vict.
c. 50.

5.—(1) *Any moneys required by the Department for the purpose of promoting co-operation under this Act shall, to an amount sanctioned by the Treasury, be paid as part of the expenses of the Department under Part I. of the Agriculture and Technical Instruction (Ireland) Act, 1899.*

9 Edw. 7.
c. 42.

(2) *Any moneys required by the Land Commission for the exercise of the powers of managing and letting land or of resuming holdings given to them by this Act shall be provided under section twenty-eight of the Irish Land Act, 1909, in the same manner as money required for the exercise of their powers for the improvement or benefit of estates and untenanted land.*

(3) Prior to the resale of any land which has been managed or let by the Land Commission pending resale an account shall be prepared by the Land Commission showing the profit or loss in connection with the management and letting, and if the account shows a profit the amount thereof shall be applied in satisfaction or reduction of the amount, if any, expended by the Commission for the benefit or improvement of the land, and subject thereto shall be paid to the Exchequer, and if the account shows a loss the amount thereof shall be treated as money expended by the Commission on the improvement of the land.

(4) *Section twenty-nine of the Irish Land Act, 1909, shall apply to any land resold to such men as aforesaid in like manner as if the land were a congested estate.*

Short title
and con-
struction.
9 Edw. 7.
c. 42.

6. This Act may be cited as the Irish Land (Provision for Sailors and Soldiers) Act, 1918, and shall be construed as one with the Land Purchase Acts as defined in the Irish Land Act, 1909, and may be cited together with those Acts.